

Committee Room,
Austin, Texas, March 14, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 7, "An Act authorizing the Southern Kansas Railway Company of Texas to take up and abandon that part of its track and roadbed extending from Washburn to Panhandle, and, in lieu thereof, locate, construct, maintain and operate its road on a line extending direct from Panhandle to Amarillo."

Be it enacted by the Legislature of the State of Texas:

Section 1. The Southern Kansas Railway Company of Texas is hereby authorized and empowered to take up and abandon all that part of its track, roadbed and right of way extending from Washburn, in Armstrong county, to Panhandle, in Carson county, a distance of 14.72 miles, and being that part of its line purchased under and in pursuance of an act of the Twenty-sixth Legislature of the State of Texas, presented to the Governor for his approval on the 9th day of March, 1899, and published as Chapter * * * XXV of the laws enacted by said Legislature, and, in lieu of such abandoned track and roadbed, to locate, build and construct under its charter its line or road direct from Panhandle, in Carson county, to Amarillo, in Potter county, and to a junction with the line of the Pecos & Northern Texas Railway Company at Amarillo, a distance of about 24.86 miles.

Sec. 2. Said railway company shall, before abandoning that part of its line of road between Washburn and Panhandle, construct and put in condition for the running and operation of trains thereon, such new line from Panhandle to Amarillo, and in making such change in its line of road it shall so prosecute such undertaking as not to interfere with a proper running and operation of its trains between Amarillo and Higgins, as the same are now required by law to be run for the transportation of freight, passengers and the mails.

Sec. 3. When said part of said company's line of road has been so changed, as authorized by Sections 1 and 2 of this act, that part of said company's line of road between Panhandle and Amarillo, and constructed to make such change in its line, shall be and is hereby declared to be subject to all mortgages, bonded

indebtedness and claims of any and all kinds and characters whatsoever as such abandoned part of its line is now or may at the time of such abandonment be subject, with like force and effect as if such new line were the identical lands and property as the old, and no person, firm or corporation having any valid claim for debt or damage against said company or property shall be given any preference or suffer any loss or prejudice as to such claim or claims.

Sec. 3a. The enactment of this law shall not preclude any person who may have a legal cause of action against said Southern Kansas Railway Company for damages, if any, occasioned by reason of the taking up and destruction of said track, from prosecuting said cause of action in the proper courts having jurisdiction thereof.

Sec. 4. The fact that extensive and important internal improvements and material developments are waiting and dependent upon the result of the enactment and taking effect of this law, and the material interests of the State will be largely benefited thereby, creates an imperative public necessity and emergency requiring the suspension of the constitutional rule requiring bills to be read on three several days, and the same is so suspended, and this act shall take effect from and after its passage, and it is so enacted.

And find it correctly enrolled, and have this day, at 4:50 o'clock p. m., presented same to the Governor for his approval.

MASTERSON, Chairman.

FIFTY-FIRST DAY.

Senate Chamber,
Austin, Texas,
Saturday, March 16, 1907.

Senate met pursuant to adjournment.
Lieutenant Governor A. B. Davidson in the chair.

Roll call, no quorum present, the following Senators answering to their names:

Present—19.

Alexander.	Kellie.
Barrett.	Looney.
Brachfield.	Masterson.
Cunningham.	Murray.
Glasscock.	Skinner.
Green.	Smith.
Grinnan.	Stone.
Harper.	Watson.
Holsey.	Willacy.
Hudspeth.	

Absent—10.

Chambers.	Meachum.
Faust.	Paulus.
Griggs.	Senter.
Harbison.	Terrell.
Mayfield.	Veale.

Absent—Excused— 2.

Greer.	Stokes.
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ADJOURNMENT.

On motion of Senator Hudspeth, the Senate adjourned until Monday morning at 9:30 o'clock.

FIFTY-SECOND DAY.

Senate Chamber,
Austin, Texas,
Monday, March 18, 1907.

Senate met pursuant to adjournment.
Lieutenant Governor A. B. Davidson
in the chair.

Roll call, quorum present, the following answering to their names:

Alexander.	Kellie.
Barrett.	Looney.
Brachfield.	Masterson.
Cunningham.	Mayfield.
Faust.	Meachum.
Glasscock.	Murray.
Green.	Senter.
Griggs.	Skinner.
Grinnan.	Smith.
Harbison.	Stone.
Harper.	Terrell.
Holsey.	Willacy.
Hudspeth.	

Absent.

Chambers.	Veale.
Paulus.	Watson.
Stokes.	

Absent—Excused.

Greer.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of Friday, on motion of Senator Stone, the same was dispensed with.

EXCUSED.

On motion of Senator Willacy, Senator Chambers was excused from attendance upon the Senate indefinitely, on account of sickness.

On motion of Senator Kellie, Senator Paulus was excused from attendance upon the Senate for Saturday, today

and tomorrow, on account of important business.

(See Appendix for committee reports.)

BILLS AND RESOLUTIONS.

By Senator Harbison:

Senate bill No. 284, A bill to be entitled "An Act to provide adequate punishment for any person who shall engage or act in the capacity of a locomotive engineer, or train conductor, upon any railroad in the State of Texas, without having first served three (3) years as a locomotive fireman, or engineer or if engaged as a conductor on any railroad train in this State, he shall be punished as herein provided, if he engaged to so act without first having served two (2) years as a brakeman, or conductor of a freight train. To punish any person who shall knowingly engage, promote, require, persuade, prevail upon or cause any person to do any act in violation of this act."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Kellie:

Senate bill No. 285, A bill to be entitled "An Act to provide for reorganizing Port Arthur Independent School District, in Jefferson county, Texas; and for a tax assessor and collector for said school district to be elected by the qualified voters of said district; to provide for removing the officers of said board, and said tax assessor and collector for misconduct of office, or unsatisfactory attention to duties of their respective offices, by a majority vote of said board; to provide for filling vacancies in the membership of said board and in said office of tax assessor and collector, by a majority of said board; to provide for the levy and collection of local taxes for school maintenance purposes at not exceeding one-half of 1 per cent, and for the purpose of paying the interest on and providing a sinking fund to pay at maturity, the bonds of said district, heretofore or hereafter legally voted, within the limits provided by law; to provide for paying the judges and clerks for holding school elections for said district; to provide when teachers may be elected by the board, to provide for making this act cumulative of the general laws of this State regulating towns and villages incorporated for free school purposes only under the said General Laws, except in case of conflict, when this act shall control; and providing that all such general laws now in